## Appointment

From: Hood, Lynne [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=1ee94d8634ad482d957dff4d3d76f5ef-McWhorter, Lynne]

**Sent**: 5/23/2019 3:30:35 PM

To: L. Michael Bogert [mbogert@midasgoldinc.com]

Subject: Accepted: Brief Visit Next Week

Location: EPA Idaho Ops Office

 Start:
 5/23/2019 8:00:00 PM

 End:
 5/23/2019 8:30:00 PM

Show Time As: Busy

## Appointment

From: Hood, Lynne [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=1ee94d8634ad482d957dff4d3d76f5ef-McWhorter, Lynne]

**Sent**: 5/15/2019 4:00:41 PM

**To**: Bradley M. Marten [bmarten@martenlaw.com]

**Subject**: Accepted: Midas Meeting at EPA

**Location**: EPA Region X

 Start:
 5/17/2019 4:00:00 PM

 End:
 5/17/2019 6:00:00 PM

Show Time As: Busy

From: Bellamy, Diana [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=451D390C85814357AEF7340B33955CA9-BELLAMY, DI]

**Sent**: 4/12/2019 7:52:54 PM

To: Bellamy, Diana [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=451d390c85814357aef7340b33955ca9-Bellamy, Di]; lisa.alcorn@usda.gov;

tamara.allen@state.co.us; kathleenbenedetto@ips.doi.gov.marcie@mountianstudies.org; Bradfish, Larry

[castelli.kayleen@epa.gov]; Chalfant, Mark [Chalfant.Mark@epa.gov]; Chancellor, Erin [chancellor.erin@epa.gov];

acoleman@mt.gov; Warren.colyer@tu.org; mcompton@miningamerica.org; Conway, Bette

[Conway.Bette@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Dixon, Douglas [Dixon.Douglas@epa.gov];

MBDonnelly@newmont.com; rellis@imcc.isa.us; Doug.Fitzgerald@mail.house.gov;

HOLLY.FLINIAU@OGC.USDA.GOV; jgardner@ndep.nv.gov; jgear@coeur.com; jerry.goad@coag.gov; Gorke, Roger

[Gorke.Roger@epa.gov]; jeff.graves@state.co.us; Jay Hawkins [jhawkins@osmre.gov]; Hillenbrand, John

[Hillenbrand.John@epa.gov]; Courtney Hoover [courtney\_hoover@ios.doi.gov]; Ismert, Peter

[Ismert.Peter@epa.gov]; Doug Jamison [doug.jamison@state.co.us]; Ketellapper, Victor

[Ketellapper.Victor@epa.gov]; aimee.konowal@state.co.us; Kulpan, Bruce [Kulpan.Bruce@epa.gov]; Lentz, Rachel [Lentz.Rachel@epa.gov]; dlloyd@blm.gov; saludwig@fs.fed.us; Mackey, Cyndy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b2f2b414786040ee8d75a21fa1c04a9b-Mackey, Cyndy]; fourmilewatershed@gmail.com; Mahmud, Shahid [Mahmud.Shahid@epa.gov]; McFadden, Angela

[McFadden.Angela@epa.gov]; McGrath, Patricia [mcgrath.patricia@epa.gov]; Miles, Erin [Miles.Erin@epa.gov];

Moreen, Ed [Moreen.Ed@epa.gov]; Steve.Moyer@tu.org; ODea, Elise [odea.elise@epa.gov];

Trisha. Oeth@state.co.us; Ostendorf, Jody~[ostendorf.jody@epa.gov]; patrick.j.pfaltzgraff@state.co.us; Sachs, Robert~[ostendorf.jody@epa.gov]; patrick.j.pfaltzgraff@stat

[Sachs.Robert@epa.gov]; lsayer@midasgoldinc.com; Dustin\_Sherer@gardner.senate.gov; eshirley@blm.gov; hillary\_smith@nps.gov; dstruhsacker@sbcglobal.net; kwaltond@usgs.gov; Jason.willis@tu.org; Williams, Laura

[williams.laura@epa.gov]; Woolford, James [Woolford.James@epa.gov]; dyoung@keystone.org;

kbenedetto@blm.gov; marcie@mountainstudies.org; jparshley@srk.com

CC: Wallace-Wilson, Barbara [Wallace-Wilson.Barbara@epa.gov]; Gartner, Lois [Gartner.Lois@epa.gov]; Bloom, Judy

[Bloom.Judy@epa.gov]; Jenkins, Joy [Jenkins.Joy@epa.gov]; Thompson, Christopher

[Thompson.Christopher@epa.gov]; dana.swift@deq.idaho.gov; Wyatt, Jean [Wyatt.Jean@epa.gov]; Miller, Johanna

[Miller.Johanna@epa.gov]; L. Michael Bogert [mbogert@midasgoldinc.com]; Fronczak, David

[Fronczak.David@epa.gov]; Dunham, Ryan [Dunham.Ryan@epa.gov]; Chisholm, Joseph [chisholm.joseph@epa.gov];

Blackburn, Robyn [Blackburn.Robyn@epa.gov]; robyn a blackburn@fws.gov; Atencio, Kathie

[Atencio.Kathie@epa.gov]

Subject: AML Good Samaritan Meeting April 17th, 2019

Location: Skype Meeting and In-Person locations at Bison Bitterroot and Rocky Mountain, Denver, CO

**Start**: 4/17/2019 2:00:00 PM **End**: 4/17/2019 11:00:00 PM

Show Time As: Tentative

**Sent**: 5/13/2019 11:41:32 PM

To: Bradley M. Marten [bmarten@martenlaw.com]
CC: Merissa A. Moeller [mmoeller@martenlaw.com]

Subject: RE: Stibnite Mine

Hi Brad. I have reserved a room for our meeting on Friday beginning at 9. You will need to check in at the service center and they will call me to meet you downstairs. The conference call number that I have reserved is: {Es. 8 Personal Privacy (PP) (code: [Es. 5 Personal Privacy (PP)] (respectively). I will invite Lisa O'Hara this evening and will ask her to forward the invitation along to IDEQ staff that should be invited.

We would appreciate it if Midas could provide us with:

- 1) a large (preferably poster size) print of Figure ES-18 in the September 2016 Executive Summary of the Plan of Restoration and Operation.
- 2) A map of all groundwater monitoring wells highlighting the subset of wells sampled. The map should be oriented the same way as Figure ES-18.
- 3) A map of all locations of surface water monitoring wells and locations where surface water samples have been taken.
- 4) A map showing the locations of all soil background samples. Please provide the corresponding concentrations.

5)

Map of all surface oriented same corresp3eonds with figure 1-6

Gw map shows all 66 gw monitoring wells highlighting the subset of well camples and same as orientation as fugire. ID locations of all 66 wells and highlight which ones minotore.

All locations where did surface water monitoting Locations of soil background samples and results

Finally, we would like a map that depicts all soil sampling locations as well a the corresponding concentrations. the showing the locations of Midas' water quality sampling

We're likely to have suggestions regarding sampling but we first need to hear your presentation and the rationale for choosing lovation Please request the following maps in POSTER SIZE for Fridays meeting

#### Figure 1.6 Overall Site Layout

Locations of water quality sampling – 1) surface water 2)groundwater (same orientation as the Site Layout map) should include labeled tributaries to the EFSFSR

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

**Sent:** Monday, May 13, 2019 3:47 PM

**To:** McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov> **Cc:** Merissa A. Moeller < mmoeller@martenlaw.com>

Subject: Stibnite Mine

#### Elizabeth:

This will confirm our meeting with you and Kathy Cerise on Friday at EPA starting at 9 am. We have set aside three hours to meet, although I expect we can be through our agenda in 2 hours or less. John Meyer will make Midas's presentation. Merissa Moeller and I will join you and Kathy. Please let me know if you plan for others to attend.

In order to keep everyone on the same page moving forward, we agreed in our call last Friday to set up a conference line and invite IDEQ to join in the call. Midas would also like to have its technical staff in Boise join by phone. Please confirm that you can make a conference line available and provide a call in number and time.

I understand from your May 9 e-mail (below) that you will send me a list of data needs/questions from Kathy tomorrow (Tuesday). I'll circulate those and suggest we set up a call on Wednesday with you, Kathy, me and John to firm up the agenda and our mutual expectations for the Friday meeting. John will be prepared with 15-20 slides addressing 1) the history of the Stibnite mine and restoration work to date; 2) the Plan of Restoration and Operations for a modern mine; and 3) the scope of work for a limited investigation of arsenic discharges from former operations identified during recent groundwater sampling. Our goal will be to develop a schedule for negotiating and implementing an Agreed Order with EPA and IDEQ this summer to allow sampling to proceed this work season.

Please let me know if you and Kathy can set aside 30 minutes to speak with John and me on Wednesday. Thanks

#### Bradley M. Marten

Partner

.....

**D** - 206 . 292 . 2604

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1191 Second Ave, Suite 2200

Seattle, WA 98101

#### OMARTEN LAW

From: McKenna, Elizabeth < Mckenna. Elizabeth @epa.gov>

Sent: Thursday, May 9, 2019 4:18 PM

To: Bradley M. Marten <a href="martenlaw.com">bmartenlaw.com</a>; Merissa A. Moeller <a href="martenlaw.com">mmoeller@martenlaw.com</a>>

Subject: Stibnite Mine

Hi Brad and Merissa. Kathy Cerise can make herself available on Wednesday and Friday (with a preference for a meeting after 12). I am free before 12:00 and after 1:30 on Wednesday and can be available any time on Friday, with a preference for a meeting after 1:30 on Friday. On Tuesday I will send you a list of the data/information that Kathy would like to obtain from Midas in order to evaluate the proposal.

#### Elizabeth

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

\_\_\_\_\_

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## Appointment

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 5/9/2019 4:59:36 PM

To: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth];

mmoeller@martenlaw.com; Bradley M. Marten [bmarten@martenlaw.com]

Subject: Stibnite Mine

**Start**: 5/9/2019 6:00:00 PM **End**: 5/9/2019 6:30:00 PM

Show Time As: Busy

Hi Brad and Merissa. Can you talk at 11 this morning? I can talk anytime between 11 and 1. Thanks.

Elizabeth

**Sent**: 5/3/2019 6:26:38 PM

To: Bradley M. Marten [bmarten@martenlaw.com]; Terry T. Uhling [tuhling@martenlaw.com]; jcruden@bdlaw.com

Subject: Stibnite Mine

Hi Brad, Terry, and John. I'm not sure which of you will be leading the discussions that will be ensuing on the proposed agreement, so I am reaching out to all of you. Please let me know if there is a main point of contact for me. I have some follow-up questions from the meeting today that I'd like to

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963



# UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 10

1200 Sixth Avenue, Suite 155 Seattle, WA 98101-3188

OFFICE OF REGIONAL COUNSEL

June 13, 2019

Midas Gold Idaho, Inc. P.O. Box 429 13181 Hwy 55 Donnelly, ID 83615

VIA ELECTRONIC MAIL ONLY

Re: Stibnite Mine

Dear Brad,

On April 30, 2019, Midas Gold Corporation provided the Environmental Protection Agency Region 10 (EPA) and the Idaho Department of Environmental Quality (IDEQ) with a proposed settlement agreement to undertake a limited initial investigation into existing contamination at the Forest Service Smelter Waste Cell and the Defense Minerals Exploration Administration Dump (DMEA Dump) at the Stibnite Mine Site (Site). This letter pertains to the technical proposal set forth in the statement of work attached to the proposed settlement agreement. As we have discussed, if the government agencies and Midas can agree on the appropriate technical work to be done, we will need to discuss restructuring the agreement so that terms reflect EPA's standard administrative orders on consent. In addition, Midas has not yet substantiated its claim that it is a bona fide prospective purchaser.

On May 17, 2019, Midas met with EPA and IDEQ to explain its technical proposal to the agencies. Midas stated that the goal of performing the work proposed is to discover the sources of elevated levels of arsenic, antimony, and mercury in ground water and/or surface water at the Site. During the meeting, EPA and IDEQ agreed to evaluate the proposal to determine whether the work was appropriate.

After the meeting, EPA invited the United States Forest Service (USFS) to participate in the technical discussions with EPA and IDEQ because the proposed investigatory work involves USFS land. (For the same reason, USFS will need to be a signatory to any final agreement.) We have collectively evaluated the proposal and have concerns that the investigatory work will not achieve the stated purpose. The agencies do not believe that the USFS-constructed repository on the Northwest Bradley Waste Rock Dump is a significant source of the elevated arsenic concentrations measured in monitoring well MWH-A19. The repository was constructed on an elevated portion of the dump that does not contact groundwater. In addition, the repository was constructed with a low-permeability Geosynthetic Clay Liner (GCL) cover to minimize infiltration and percolation through the materials. Groundwater elevation contour data provided by Midas Gold indicates a northerly flow direction, such that MWH-A19 may not be directly downgradient from the repository. Finally, the downgradient monitoring well SRK-GM-03S shows no similarly elevated arsenic or selenium concentrations, which would be expected if the repository were a significant groundwater contaminant source.

As we discussed during the May 17<sup>th</sup> meeting, the agencies do not believe that Midas Gold's exploration soil sampling data are appropriate for determining background concentrations of metals in surface soils. Midas Gold collected samples from 0–16 inches below ground surface (bgs), with an average and median depth of 9 and 12 inches bgs, respectively. This exceeds the recommended 0–6 inches bgs sampling depth for assessing risk to human health and wildlife. The agencies recommend using the data sets presented in the 1998 Stibnite Site Characterization Report to establish site-specific background concentrations for mineralized and non-mineralized areas. Analysis of the Woodward-Clyde samples indicate an average of 6.99 ppm arsenic for non-mineralized areas. This is consistent with regional norms. The mineralized areas have an average of 87.51 ppm arsenic.

The agencies have discussed other potential projects that may be more successful in achieving the goal of determining the sources of arsenic, antimony and mercury. For instance, additional groundwater, storm event surface water, and sediment samples near the Bradley Waste Rock Dumps, the Keyway Wetland, Upper Wetland, and stream channels of the East Fork South Fork Salmon River, and tributaries upstream of the Sugar Creek confluence would be important work to perform to understand the sources of contamination. We would be happy to discuss in more detail what options the agencies have considered as alternatives to the investigatory work proposed by Midas Gold. Please let me know if you and your client are interested in meeting to have further technical discussions.

Best regards,

Elizabeth McKenna

Uh Vicken

cc: Lisa O'Hara, Deputy Attorney General IDEQ Gary Fremerman, USDA OGC From: Bodine, Susan [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8C2CC6086FCC44C3BE6B5D32B262D983-BODINE, SUS]

**Sent**: 5/2/2019 5:49:54 PM

To: Bodine, Susan [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=8c2cc6086fcc44c3be6b5d32b262d983-Bodine, Sus]; McKenna, Elizabeth

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]; Cook, Steven

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=394f5dede6184bc083cf9390e49a192c-Cook, Steve]; Woolford, James

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=9a70358e7660435cbe6afa87b7b9b71b-Woolford, James]; Mackey, Cyndy

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=b2f2b414786040ee8d75a21fa1c04a9b-Mackey, Cyndy]; Starfield, Lawrence

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=8a89d6cd217d4254a5879abecb3f314e-Starfield, Lawrence]; lsayer@midasgoldinc.com; mbogert@midasgoldinc.com; JCruden@bdlaw.com; Wright, Peter

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=11616a3db06f4eceb13ea26c7e6dc1f0-Wright, Pet]; Bilbrey, Sheryl

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=45612dba9a7f4a718d12e27feec7590f-Bilbrey, Sh]

CC: Ingemansen, Dean [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=80449989b40b42ec8202ed034c75b237-Ingemansen, Dean]; Breen, Barry

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=1b44bce1a71e4a95acaf82f2fbc858b0-BBREEN]

Subject: CONFIRMED: Meeting with Midas Gold Corp. Idaho, Call-in Number: Redacted Code: Redacted

Location: 3216 WJC-South

**Start**: 5/3/2019 2:00:00 PM **End**: 5/3/2019 3:00:00 PM

Show Time As: Busy

## Appointment

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 5/9/2019 4:59:36 PM

To: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth];

mmoeller@martenlaw.com; Bradley M. Marten [bmarten@martenlaw.com]

Subject: Stibnite Mine

**Start**: 5/9/2019 7:15:00 PM **End**: 5/9/2019 7:45:00 PM

Show Time As: Busy

From: Bodine, Susan [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8C2CC6086FCC44C3BE6B5D32B262D983-BODINE, SUS]

**Sent**: 5/2/2019 5:49:54 PM

To: Bodine, Susan [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=8c2cc6086fcc44c3be6b5d32b262d983-Bodine, Sus]; McKenna, Elizabeth

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]; Cook, Steven

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=394f5dede6184bc083cf9390e49a192c-Cook, Steve]; Woolford, James

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=9a70358e7660435cbe6afa87b7b9b71b-Woolford, James]; Mackey, Cyndy

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=b2f2b414786040ee8d75a21fa1c04a9b-Mackey, Cyndy]; Starfield, Lawrence

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=8a89d6cd217d4254a5879abecb3f314e-Starfield, Lawrence]; lsayer@midasgoldinc.com; mbogert@midasgoldinc.com; JCruden@bdlaw.com; Wright, Peter

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=11616a3db06f4eceb13ea26c7e6dc1f0-Wright, Pet]; Bilbrey, Sheryl

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=45612dba9a7f4a718d12e27feec7590f-Bilbrey, Sh]

CC: Ingemansen, Dean [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=80449989b40b42ec8202ed034c75b237-Ingemansen, Dean]; Breen, Barry

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=1b44bce1a71e4a95acaf82f2fbc858b0-BBREEN]

Subject: CONFIRMED: Meeting with Midas Gold Corp. Idaho, Call-in Number: Ex. 6 Personal Privacy (PP) Code: Ex. 6 Personal Privacy (PP)

Location: 3216 WJC-South

**Start**: 5/3/2019 2:00:00 PM **End**: 5/3/2019 3:00:00 PM

Show Time As: Busy

Directions and procedures to 1200 Pennsylvania Avenue NW:

**Metro:** If you come by Metro get off at the Federal Triangle metro stop. Exit the metro station and go up two sets of escalators to the surface level and turn left. You will see a short staircase and wheelchair ramp leading to a set of glass doors with the EPA logo - that is the William Jefferson Clinton Federal Building, South Entrance.

**Taxi:** Direct the taxi to drop you off on 12th Street NW, between Constitution and Pennsylvania Avenues, at the elevator for the Federal Triangle metro stop - this is almost exactly half way between the two avenues on 12<sup>th</sup> Street NW. Facing the building with the EPA logo and American flags, walk toward the building and take the glass door on your left hand side with the escalators going down to the metro on your right—that is the South Lobby of the William Jefferson Clinton building.

**Security Procedures:** A government issued photo id is required to enter the building and it is suggested you arrive 15 minutes early in order to be cleared and arrive at the meeting room on time. Upon entering the lobby, the meeting attendees will be asked to pass through security and provide a photo ID for entrance. Let the guards know that you were instructed to call 202-564-2440 for a security escort.

#### Appointment

From: Bradley M. Marten [bmarten@martenlaw.com]

**Sent**: 3/5/2019 4:32:03 PM

To: Bradley M. Marten [bmarten@martenlaw.com]; McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative

Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]

Subject: Stibnite Mine

Location: TBD

**Start**: 3/6/2019 10:00:00 PM **End**: 3/7/2019 1:00:00 AM

Show Time As: Busy

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**Sent**: 5/13/2019 10:01:58 PM

To: Bradley M. Marten [bmarten@martenlaw.com]; mmoeller@martenlaw.com

Subject: Stibnite Mine cer

Please request the following maps in POSTER SIZE for Fridays meeting

## Figure 1.6 Overall Site Layout

Locations of water quality sampling -1) surface water 2)groundwater (same orientation as the Site Layout map) should include labeled tributaries to the EFSFSR

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

ED\_002764\_00004921-00001

From: Merissa A. Moeller [mmoeller@martenlaw.com]

**Sent**: 4/30/2019 7:18:37 PM

To: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth];

Lisa.Carlson@deq.idaho.gov

CC: L. Michael Bogert [mbogert@midasgoldinc.com]; Laurel Sayer [lsayer@midasgoldinc.com]; Terry T. Uhling

[tuhling@martenlaw.com]; Bradley M. Marten [bmarten@martenlaw.com]

Subject: Midas Gold - Draft VCO / AOC

Attachments: Midas Gold - Draft VCO - AOC 04.30.19.docx

#### Elizabeth and Lisa -

On behalf of Midas Gold, I am transmitting the attached draft Voluntary Consent Order / Administrative Order on Consent. This draft is intended to frame initial discussions regarding Midas's proposal for limited investigation into historical mining contamination at the Stibnite Mining District. We look forward to your comments.

Sincerely,

#### Merissa A. Moeller

.....

**D** ~ 503 . 241 . 2647 **T** ~ 503 . 243 . 2200

E - mmoeiler@martenlaw.com

<u>Bio - Linkedin</u> <u>martenlaw.com</u> 1050 SW Sixth Ave, Suite 2150 Portland, OR 97204

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Bradley M. Marten [bmarten@martenlaw.com] From:

5/17/2019 10:58:07 PM Sent:

To: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]

CC: Merissa A. Moeller [mmoeller@martenlaw.com]

Subject: **Thanks** 

## Ex. 6 Personal Privacy (PP)

I thought the meeting today went well, and thank you for organizing it. The "to dos" I took away are to start thinking about a model agreement (which I appreciate you want to do only after the technical team agrees upon a work plan) and to begin to work on resolving questions you may have around Midas's BFPP status. I'll keep working to get you the information you've requested, and would like to set up a time, maybe in a month, devoted to the BFPP status questions. Can you suggest a couple tentative dates in mid to late June?

Also -- you mentioned that you'd like to make sure the Forest Service is apprised, and I agree that's a good idea. Is there a Forest Service lawyer you work with on Stibnite mine issues?

#### Bradley M. Marten

Parmer

D - 206 , 292 , 2604

T-206.292.2600

E - bmarten@martenlaw.com

martenlaw.com

1191 Second Ave, Suite 2200

Seattle, WA 98101

## OMARTEN LAW

From: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

**Sent:** Friday, May 17, 2019 3:22 PM

Subject: RE: Hey

## Ex. 6 Personal Privacy (PP)

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101

(206) 553-0016

Cell: (206) 402-9963

From: Bradley M. Marten <a href="martenlaw.com">bmartenlaw.com</a>

Sent: Friday, May 17, 2019 3:02 PM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov >

Subject: FW: Hey

Ex. 6 Personal Privacy (PP)

#### Bradley M. Marten

Partner

**D** ~ 206 . 292 . 2604 **T** ~ 206 . 292 . 2600

E - bmarten@martenlaw.com

martenlaw.com

1191 Second Ave, Suite 2200

Seattle, WA 98101

## OMARTEN LAW

From: Yackulic, Ted <yackulic.ted@epa.gov>

Sent: Friday, May 17, 2019 3:01 PM

To: Bradley M. Marten < bmarten@martenlaw.com >

Subject: Re: Hey

## Ex. 6 Personal Privacy (PP)

From: Bradley M. Marten < bmarten@martenlaw.com>

Sent: Friday, May 17, 2019 2:38:22 PM

To: Yackulic, Ted Subject: Hey

# Ex. 6 Personal Privacy (PP)

Sent from my iPhone

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of the original message.

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 4/2/2019 1:15:34 AM

**To**: Bradley M. Marten [bmarten@martenlaw.com]

CC: Michael Bogert [mbogert@midasgoldinc.com]; Laurel Sayer [lsayer@midasgoldinc.com]

**Subject**: RE: Midas Gold/Stibnite Mine

I should add to my last email that it is not critical to get me the information tomorrow. I was in meetings all day today and didn't get to respond to you until this evening, so I understand that it might be difficult to get the information to me in time for my call with HQ (which is at 10 a.m.).

Elizabeth

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

From: Bradley M. Marten <br/> <br/>bmarten@martenlaw.com>

Sent: Sunday, March 31, 2019 7:35 PM

**To:** McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Cc: Michael Bogert <mbogert@midasgoldinc.com>; Laurel Sayer <lsayer@midasgoldinc.com>

Subject: Midas Gold/Stibnite Mine

## Elizabeth:

I am pulling together some of the records you requested when we met a few weeks ago, and the slides from the December presentation that Midas Gold made to EPA. I understand you have a Tuesday call with EPA Headquarters and would like to have that material (at least the slides). As we discussed, some of this information is Confidential Business Information ("CBI") and some of it reflects positions Midas has taken relevant to its status as a BFPP. I left our last meeting with the understanding that any materials provided by Midas to EPA would be considered by the agency to be exempt from disclosure by EPA under Exemption 4 of the FOIA regulations, and that EPA would take that position if a request for the information were received. <a href="https://www.justice.gov/oip/foia-guide-2004-edition-exemption-4">https://www.justice.gov/oip/foia-guide-2004-edition-exemption-4</a>

Can you confirm that understanding on behalf of EPA?

From: "McKenna, Elizabeth" <Mckenna.Elizabeth@epa.gov>

**Date:** Friday, March 29, 2019 at 4:13 PM

To: Bradley Marten <br/>
<br/>
bmarten@martenlaw.com>

Subject: RE: Stibnite Mine

Great. Thanks Brad!

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016

Cell: (206) 402-9963

**Sent:** Friday, March 29, 2019 4:08 PM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Subject: Re: Stibnite Mine

We can do that. Will give you a call on Monday morning. Have a good weekend.

Sent from my iPhone

On Mar 29, 2019, at 1:53 PM, McKenna, Elizabeth < <a href="mailto:Mckenna.Elizabeth@epa.gov">McKenna.Elizabeth@epa.gov</a> wrote:

Hi Brad. A few months ago Michael and Lauren gave a power point presentation to EPA in response to some of the questions EPA has asked Midas regarding its mining plan and proposal for a CERCLA cleanup agreement. Michael agreed to provide a copy of the power point to us, but we have not received it. I have a call on Tuesday with EPA HQ and it would be helpful if I had a copy of the presentation before that meeting. Would it be possible for you to obtain the slides for me before Tuesday? Thanks very mush.

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(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 4/2/2019 12:59:56 AM

**To**: Bradley M. Marten [bmarten@martenlaw.com]

CC: Michael Bogert [mbogert@midasgoldinc.com]; Laurel Sayer [lsayer@midasgoldinc.com]

Subject: RE: Midas Gold/Stibnite Mine

Hi Brad. Without seeing the documents, I can't determine if withholding specific documents is appropriate. I can think of two exemptions that may come into play — Exemption 7 and Exemption 4. Factual information regarding existing contamination would likely not be withheld. Certainly, if Midas has disclosed any of the information in the NEPA process, it would not be confidential. If Midas plans to claim certain information as CBI, it should include its basis for making a CBI claim with its submission of the information, which will help EPA evaluate the CBI claim if a FOIA for the information is submitted by another party.

Thanks, Brad. I'm happy to discuss this further if you'd like.

Elizabeth

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

From: Bradley M. Marten <br/> <br/>bmarten@martenlaw.com>

Sent: Sunday, March 31, 2019 7:35 PM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Cc: Michael Bogert <mbogert@midasgoldinc.com>; Laurel Sayer Isayer@midasgoldinc.com>

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Can you confirm that understanding on behalf of EPA?

From: "McKenna, Elizabeth" < Mckenna. Elizabeth@epa.gov>

Date: Friday, March 29, 2019 at 4:13 PM

**To:** Bradley Marten <a href="marten@martenlaw.com">bmarten@martenlaw.com</a>

Subject: RE: Stibnite Mine

Great. Thanks Brad!

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016

Cell: (206) 402-9963

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U.S. EPA
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Seattle, WA 98101
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Cell: (206) 402-9963

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(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 3/29/2019 7:53:41 PM

To: Bradley M. Marten [bmarten@martenlaw.com]

**Subject**: Stibnite Mine

Hi Brad. A few months ago Michael and Lauren gave a power point presentation to EPA in response to some of the questions EPA has asked Midas regarding its mining plan and proposal for a CERCLA cleanup agreement. Michael agreed to provide a copy of the power point to us, but we have not received it. I have a call on Tuesday with EPA HQ and it would be helpful if I had a copy of the presentation before that meeting. Would it be possible for you to obtain the slides for me before Tuesday? Thanks very mush.

#### Elizabeth

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016

Cell: (206) 402-9963

From: Bradley M. Marten [bmarten@martenlaw.com]

**Sent**: 5/2/2019 4:41:29 PM

To: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]

**Subject**: Re: Stibnite Mine

Glad I did! Let me know if any questions.

Sent from my iPhone

On May 2, 2019, at 12:33 PM, McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov> wrote:

Hi Brad. Thanks for giving me a heads up (just in time for a pre-brief with HQ). I just got back from DC yesterday afternoon. If you hadn't emailed me I would never have found Merissa's email in clutter!

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

From: Bradley M. Marten < bmarten@martenlaw.com >

Sent: Thursday, May 02, 2019 8:19 AM

To: McKenna, Elizabeth < McKenna. Elizabeth@epa.gov>

Subject: Stibnite Mine

#### Elizabeth:

Hoping you received my phone message explaining that I away this week. Did you receive a draft VCO/AOC from us? Wondering if you would like to discuss or have any initial questions or reactions. I can be reached today by cell phone. Ex. 6 Personal Privacy (PP)

#### Bradley M. Marten

Partner

D - 206 . 292 . 2604

T - 206 . 292 . 2600 E - bmarten@martenlaw.com

c ~ Dinantenganantenaw.com

martenlaw.com

1191 Second Ave, Suite 2200

Seattle, WA 98101

<image001.png>

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From: Bradley M. Marten [bmarten@martenlaw.com]

**Sent**: 5/2/2019 3:19:17 PM

To: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]

Subject: Stibnite Mine

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#### Bradley M. Marten

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## OMARTEN LAW

\_\_\_\_\_\_

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From: Bradley M. Marten [bmarten@martenlaw.com]

**Sent**: 5/9/2019 5:10:59 PM

To: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]

**CC**: Merissa A. Moeller [mmoeller@martenlaw.com]

**Subject**: Re: Stibnite Mine

How about 12:15?

Sent from my iPhone

On May 2, 2019, at 9:33 AM, McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov > wrote:

Hi Brad. Thanks for giving me a heads up (just in time for a pre-brief with HQ). I just got back from DC yesterday afternoon. If you hadn't emailed me I would never have found Merissa's email in clutter!

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

From: Bradley M. Marten < bmarten@martenlaw.com >

Sent: Thursday, May 02, 2019 8:19 AM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov >

Subject: Stibnite Mine

#### Elizabeth:

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#### Bradley M. Marten

Parmer

D - 206 . 292 . 2604

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From: Bradley M. Marten [bmarten@martenlaw.com]

**Sent**: 4/4/2019 2:31:11 PM **To**: Lisa.Carlson@deq.idaho.gov

CC: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth];

mbogert@midasgoldinc.com; jess.byrne@deq.idaho.gov [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=7367de56cc934b548fdd02c6b200f085-jess.byrne@]

**Subject**: Re: Internet/WiFi

Lisa - think I've got it now. I never was very good at numbers. Thank goodness for social science.

Talk to you soon.

Sent from my iPhone

On Apr 4, 2019, at 7:09 AM, "Lisa.Carlson@deq.idaho.gov" <Lisa.Carlson@deq.idaho.gov> wrote:

Brad — I am told that is something you guys should have created when you set up the zoom? Conference Room B is reserved and participants here should be able to access the public WIFI which is <u>Guest.Idaho.Gov</u> using the Password [Ex.6 Personal Privacy (PP)] I just talked to one of our IT guys and he will be in conf rm B at 10:15 to help in any way he can.

Thanks.

## Lísa J. Carlson

Deputy Attorney General Environmental Quality Section Chief Idaho Office of the Attorney General 1410 North Hilton Street Boise, ID 83706

Direct: 208.373.0455
Fax: 208.373.0481

From: Bradley M. Marten [mailto:bmarten@martenlaw.com]

Sent: Wednesday, April 03, 2019 7:10 PM

To: Lisa Carlson

Cc: 'Elizabeth McKenna'; 'Michael Bogert'

**Subject:** Internet/WiFi

Hi, Lisa:

Elizabeth McKenna and I will be calling in from our office tomorrow morning to the Midas Gold meeting. We have the "Zoom" url, but it requires a "Meeting Number." Can you please forward it at your convenience?

Bradlev	8,4	Mag as	818 818 818 818 818 818 818 818 818 818

Partner

**D** - 206 . 292 . 2604 **T** - 206 . 292 . 2600

E - bmarten@martenlaw.com martenlaw.com 1191 Second Ave, Suite 2200 Seattle, WA 98101

<image001.png>

From: Terry T. Uhling < tuhling@martenlaw.com>

Sent: Wednesday, April 3, 2019 4:38 PM

To: L. Michael Bogert < mbogert@midasgoldinc.com >; Bradley M. Marten < bmarten@martenlaw.com >

Subject: Fwd: Internet/WiFi

FYI. Brad you will need to call Lisa in the morning to confirm or answer logistic questions. I assume Michael would be on the call to answer any technical questions.

Terry

Terry Uhling <a href="mailto:tuhling@martenlaw.com">tuhling@martenlaw.com</a>

Begin forwarded message:

From: tuhling@martenlaw.com

Date: April 3, 2019 at 5:35:16 PM MDT

To: Lisa.Carlson@deq.idaho.gov

Subject: Internet/WiFi

Lisa-

We will need WiFi/ internet access if possible tomorrow. The following url will be utilized to access Zoom. In addition, Elizabeth McKenna and Brad Marten will be joining from Seattle.

Thank you,

Terry

## Ex. 6 Personal Privacy (PP)

Terry Uhling tuhling@martenlaw.com

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From: Bradley M. Marten [bmarten@martenlaw.com]

**Sent**: 4/4/2019 1:10:07 AM **To**: Lisa.Carlson@deq.idaho.gov

CC: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]; 'Michael

Bogert' [mbogert@midasgoldinc.com]

Subject: Internet/WiFi

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## Bradley M. Marten

Partner

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1191 Second Ave, Suite 2200

Seattle, WA 98101

## OMARTEN LAW

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From: Bradley M. Marten [bmarten@martenlaw.com]

**Sent**: 4/2/2019 1:42:11 AM

To: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]

CC: Michael Bogert [mbogert@midasgoldinc.com]; Laurel Sayer [lsayer@midasgoldinc.com]

**Subject**: RE: Midas Gold/Stibnite Mine

No worries, and thanks. I'm going to lean on a lawyer here who just joined us from EPA's General Counsel's office and worked on FOIA issues for EPA. She knows the rules better than I do. Her name is Jennifer Hammitt.

I have been gathering quite a bit of site information for you that I'd like to share this week or as soon as possible, in response to your request the last time we met. We are also pulling together some slides to share on Thursday, specifically addressing two or three areas Midas would like to do some work in this summer, with approval from EPA and IDEQ.

#### Bradley M. Marten

Partner

D - 206 . 292 . 2604 T - 206 . 292 . 2600 E - bmarten@martenlaw.com martenlaw.com 1191 Second Ave, Suite 2200

Seattle, WA 98101

## OMARTEN LAW

From: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Sent: Monday, April 1, 2019 6:16 PM

To: Bradley M. Marten <br/> <br/> bmarten@martenlaw.com>

Cc: Michael Bogert <mbogert@midasgoldinc.com>; Laurel Sayer <lsayer@midasgoldinc.com>

Subject: RE: Midas Gold/Stibnite Mine

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To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Cc: Michael Bogert <a href="mailto:mbogert@midasgoldinc.com">mbogert@midasgoldinc.com</a>; Laurel Sayer <a href="mailto:sayer@midasgoldinc.com">sayer@midasgoldinc.com</a>;

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Can you confirm that understanding on behalf of EPA?

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Date: Friday, March 29, 2019 at 4:13 PM

To: Bradley Marten < bmarten@martenlaw.com >

Subject: RE: Stibnite Mine

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Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

From: Bradley M. Marten <a href="marten@martenlaw.com">bmarten@martenlaw.com</a>

Sent: Friday, March 29, 2019 4:08 PM

**To:** McKenna, Elizabeth < <u>Mckenna</u>. Elizabeth@epa.gov>

Subject: Re: Stibnite Mine

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From: Bradley M. Marten [bmarten@martenlaw.com]

**Sent**: 3/5/2019 4:31:57 PM

To: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]

Subject: Stibnite Mine

Location: TBD

**Start**: 3/6/2019 10:00:00 PM **End**: 3/6/2019 11:30:00 PM

Show Time As: Tentative

\_\_\_\_\_\_

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From: Bradley M. Marten [bmarten@martenlaw.com]

**Sent**: 4/2/2019 12:45:38 AM

To: McKenna, Elizabeth [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=859179a8cb0547bc974dc0241e973d37-McKenna, Elizabeth]

CC: Terry T. Uhling [tuhling@martenlaw.com]; Bogert Michael [mbogert@midasgoldinc.com]

**Subject**: Midas Gold/Stibnite Mine Slides

Elizabeth- just following up on this. Ok to send the slides under FOIA exemption 4? Know you'd like them for your call tomorrow with EPA headquarters. I have the slides and can send if we can have your advice on protecting CBI. Thanks

Sent from my iPhone

# Begin forwarded message:

From: "Bradley M. Marten" < bmarten@martenlaw.com>

Date: March 31, 2019 at 7:34:55 PM PDT

To: "McKenna, Elizabeth" < Mckenna. Elizabeth@epa.gov>

Cc: Michael Bogert <a href="mailto:specific-com">michael Bogert <a

Subject: Midas Gold/Stibnite Mine

#### Elizabeth:

I am pulling together some of the records you requested when we met a few weeks ago, and the slides from the December presentation that Midas Gold made to EPA. I understand you have a Tuesday call with EPA Headquarters and would like to have that material (at least the slides). As we discussed, some of this information is Confidential Business Information ("CBI") and some of it reflects positions Midas has taken relevant to its status as a BFPP. I left our last meeting with the understanding that any materials provided by Midas to EPA would be considered by the agency to be exempt from disclosure by EPA under Exemption 4 of the FOIA regulations, and that EPA would take that position if a request for the information were received. https://www.justice.gov/oip/foia-guide-2004-edition-exemption-4

Can you confirm that understanding on behalf of EPA?

From: "McKenna, Elizabeth" < Mckenna. Elizabeth@epa.gov>

Date: Friday, March 29, 2019 at 4:13 PM

To: Bradley Marten <br/>
<br/>
| Bradley Marten | Bradley

Subject: RE: Stibnite Mine

Great. Thanks Brad!

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016

Cell: (206) 402-9963

From: Bradley M. Marten <a href="marten@martenlaw.com">bmarten@martenlaw.com</a>

Sent: Friday, March 29, 2019 4:08 PM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Subject: Re: Stibnite Mine

We can do that. Will give you a call on Monday morning. Have a good weekend.

Sent from my iPhone

On Mar 29, 2019, at 1:53 PM, McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov> wrote:

Hi Brad. A few months ago Michael and Lauren gave a power point presentation to EPA in response to some of the questions EPA has asked Midas regarding its mining plan and proposal for a CERCLA cleanup agreement. Michael agreed to provide a copy of the power point to us, but we have not received it. I have a call on Tuesday with EPA HQ and it would be helpful if I had a copy of the presentation before that meeting. Would it be possible for you to obtain the slides for me before Tuesday? Thanks very mush.

# Elizabeth

Elizabeth McKenna
Assistant Regional Counsel
U.S. EPA
1200 Sixth Avenue
Seattle, WA 98101
(206) 553-0016
Cell: (206) 402-9963

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From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 5/15/2019 4:40:11 PM

**To**: Bradley M. Marten [bmarten@martenlaw.com]

Subject: Accepted: Midas Meeting at EPA

**Location**: EPA Region X

 Start:
 5/17/2019 4:00:00 PM

 End:
 5/17/2019 6:00:00 PM

Show Time As: Busy

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 5/15/2019 4:31:37 PM

**To**: Bradley M. Marten [bmarten@martenlaw.com]

Subject: Accepted: Call re: Stibnite/Info Needs and agenda

**Location**: Conference Call

**Start**: 5/15/2019 10:00:00 PM **End**: 5/15/2019 11:00:00 PM

Show Time As: Busy

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 2/14/2019 2:01:32 AM

To: L. Michael Bogert [mbogert@midasgoldinc.com]

Subject: RE: Thanks

Hi Michael. I'm sorry I didn't have a chance to call you yesterday. Can you talk tomorrow?

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

From: L. Michael Bogert <mbogert@midasgoldinc.com>

Sent: Tuesday, February 12, 2019 8:53 AM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Subject: Re: Thanks

E - Do you have a few secs for a quick call today?

From: L. Michael Bogert

Sent: Wednesday, December 26, 2018 8:23:23 AM

**To:** McKenna, Elizabeth **Subject:** Re: Thanks

Elizabeth: We need to work out the document and other information transfer. I know things are quiet now to the New Year, but let's circle a date on the calendar to discuss how we are going to move forward.

Thanks again for having my senior management in before Christmas. Much appreciated.

From: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Sent: Tuesday, December 18, 2018 12:38 PM

To: L. Michael Bogert

Cc: Stephen Quin; Laurel Sayer

Subject: RE: Thanks

That sounds good. Thank you to all of you for flying out here and preparing the materials for a productive meeting.

- Elizabeth

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016

Cell: (206) 402-9963

----Original Message-----

From: L. Michael Bogert < mbogert@midasgoldinc.com >

Sent: Monday, December 17, 2018 6:11 PM

To: McKenna, Elizabeth < Mckenna Elizabeth@epa.gov >; pmcgrath@donlingold.com Cc: Stephen Quin < SQuin@midasgoldcorp.com >; Laurel Sayer @midasgoldinc.com >

Subject: Thanks

Elizabeth/Patty: Thanks for organizing and participating in the meeting today. We greatly appreciate your time.

Elizabeth, I will loop back shortly on the logistics we discussed.

Sent from my iPhone

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 5/2/2019 6:27:26 PM

To: Merissa A. Moeller [mmoeller@martenlaw.com]; Lisa.Carlson@deq.idaho.gov

CC: L. Michael Bogert [mbogert@midasgoldinc.com]; Laurel Sayer [lsayer@midasgoldinc.com]; Terry T. Uhling

[tuhling@martenlaw.com]; Bradley M. Marten [bmarten@martenlaw.com]

Subject: RE: Midas Gold - Draft VCO / AOC

Thank you, Merissa. Am I correct in assuming that this will be a large portion of the discussion tomorrow during Midas' meeting at EPA HQ?

Regards,

#### Elizabeth

Elizabeth McKenna
Assistant Regional Counsel
U.S. EPA
1200 Sixth Avenue
Seattle, WA 98101
(206) 553-0016

Cell: (206) 402-9963

From: Merissa A. Moeller <mmoeller@martenlaw.com>

**Sent:** Tuesday, April 30, 2019 12:19 PM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>; Lisa. Carlson@deq.idaho.gov

Cc: L. Michael Bogert <mbogert@midasgoldinc.com>; Laurel Sayer @midasgoldinc.com>; Terry T. Uhling

<tuhling@martenlaw.com>; Bradley M. Marten <bmarten@martenlaw.com>

Subject: Midas Gold - Draft VCO / AOC

Elizabeth and Lisa -

On behalf of Midas Gold, I am transmitting the attached draft Voluntary Consent Order / Administrative Order on Consent. This draft is intended to frame initial discussions regarding Midas's proposal for limited investigation into historical mining contamination at the Stibnite Mining District. We look forward to your comments.

Sincerely,

# Merissa A. Moeller

**D** - 503 . 241 . 2647

T ~ 503 . 243 . 2200

E - mmoeller@martenlaw.com

<u>Bio - LinkedIn</u> <u>martenlaw.com</u> 1050 SW Sixth Ave, Suite 2150 Portland, OR 97204 -----

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From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 5/9/2019 11:18:28 PM

To: Bradley M. Marten [bmarten@martenlaw.com]; mmoeller@martenlaw.com

**Subject**: Stibnite Mine

Hi Brad and Merissa. Kathy Cerise can make herself available on Wednesday and Friday (with a preference for a meeting after 12). I am free before 12:00 and after 1:30 on Wednesday and can be available any time on Friday, with a preference for a meeting after 1:30 on Friday. On Tuesday I will send you a list of the data/information that Kathy would like to obtain from Midas in order to evaluate the proposal.

# - Elizabeth

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 5/9/2019 5:31:58 PM

**To**: mmoeller@martenlaw.com; Bradley M. Marten [bmarten@martenlaw.com]

Subject: Stibnite Mine

**Start**: 5/9/2019 7:15:00 PM **End**: 5/9/2019 7:45:00 PM

**Show Time As:** Tentative

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 5/9/2019 4:59:40 PM

To: mmoeller@martenlaw.com; Bradley M. Marten [bmarten@martenlaw.com]

Subject: Stibnite Mine

**Start**: 5/9/2019 6:00:00 PM **End**: 5/9/2019 6:30:00 PM

**Show Time As:** Tentative

Hi Brad and Merissa. Can you talk at 11 this morning? I can talk anytime between 11 and 1. Thanks.

- Elizabeth

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 3/6/2019 4:23:20 PM

**To**: Bradley M. Marten [bmarten@martenlaw.com]

Subject: RE: Stibnite Gold Project

Great. I will be the only one meeting with you today. See you soon.

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016

Cell: (206) 402-9963

Sent: Tuesday, March 05, 2019 6:10 PM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Cc: Werntz, James < Werntz. James@epa.gov>; Hood, Lynne < Hood. Lynne@epa.gov>; L. Michael Bogert

<mbogert@midasgoldinc.com>
Subject: Stibnite Gold Project

Just you and me. No one else from the Stibnite team. You are welcome to bring anyone else you like.

See you at 2 pm. Thanks for doing this.

#### Bradley M. Marten

Partner

.....

**D** - 206 . 292 . 2604

T - 206 . 292 . 2600

E - bmarten@martenlaw.com

martenlaw.com

1191 Second Ave, Suite 2200

Seattle, WA 98101

# OMARTEN LAW

From: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov >

Sent: Tuesday, March 5, 2019 9:40 AM

Cc: Werntz, James < Werntz. James@epa.gov >; Hood, Lynne < Hood. Lynne@epa.gov >

Subject: RE: Stibnite Gold Project

2:00 still works for me. I'm happy to walk down the hill to your office. I am assuming the meeting does not include technical folks, is that correct? See you tomorrow.

- Elizabeth

Elizabeth McKenna

Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016

Cell: (206) 402-9963

Sent: Tuesday, March 05, 2019 8:34 AM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Cc: Werntz, James < Werntz\_James@epa.gov>; Hood, Lynne < Hood.Lynne@epa.gov>

Subject: RE: Stibnite Gold Project

#### Elizabeth:

Thanks for your quick response and willingness to meet. Would 2 pm tomorrow (Wednesday) still work? If so, would you prefer meeting at EPA or walking downtown to our office? We are 4 blocks straight down the hill at Second and Seneca (1191 Second Ave).

## Bradley M. Marten

Parmer

D - 206 . 292 . 2604 T-206.292.2600 E - bmarten@martenlaw.com martenlaw.com 1191 Second Ave, Suite 2200 Seattle, WA 98101

# OMARTEN LAW

From: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Sent: Friday, March 1, 2019 10:17 AM

Cc: Werntz, James < Werntz. James@epa.gov>; Hood, Lynne < Hood. Lynne@epa.gov>

Subject: RE: Stibnite Gold Project

Hello, Brad. It has been a very long time since we've worked together! I'd be happy to share my thoughts on the project with you. The most immediate issue currently is the transfer of certain information that EPA has requested from Midas. As you know, I've been talking with Michael Bogart about Site for the past several months. I left a message with Michael last week regarding transfer of information and I'd be happy to talk to you about that as well as broader issues. Can you talk or meet next week? I'd be interested to know more about the roles of each of the three firms retained by Midas so that I know who I should communicate with on different issues. I'll propose a few open times that I have on my calendar next week, but feel free to suggest others that might work better for you.

Tuesday, March 4th between 12:00 and 3:00 Wednesday, March 5th between 1:00 and 4:00 Thursday, March 6th between 10:00 and 1:00

Elizabeth

Elizabeth McKenna

Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101

(206) 553-0016 Cell: (206) 402-9963

From: Bradley M. Marten <a href="marten@martenlaw.com">bmarten@martenlaw.com</a>

Sent: Thursday, February 28, 2019 5:31 PM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov >

Cc: Werntz, James < Werntz. James@epa.gov >; Hood, Lynne < Hood. Lynne@epa.gov >

Subject: Stibnite Gold Project

#### Elizabeth:

Attached is a letter discussing recent water quality sampling results at the Stibnite Gold Project in Idaho. A copy has also been placed in the mail. Our firm has been retained along with two others to work with Midas Gold Idaho, Inc. and Midas Gold Corp. on the project.

It has been some time since we have worked together and I am looking forward to working with you again. I would like to answer any questions you may have about the project and to learn more about your perspective. Please let me know if you have the time for a call or coffee to catch up. Thanks -- Brad

## Bradley M. Marten

Partner

**D** - 206 . 292 . 2604

T-206.292.2600

E - bmarten@martenlaw.com

martenlaw.com

1191 Second Ave, Suite 2200

Seattle, WA 98101

# OMARTEN LAW

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From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 3/5/2019 5:38:20 PM

**To**: Bradley M. Marten [bmarten@martenlaw.com]

Subject: Accepted: Stibnite Mine

Location: TBD

 Start:
 3/6/2019 10:00:00 PM

 End:
 3/6/2019 11:30:00 PM

Show Time As: Busy

From: McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

**Sent**: 3/29/2019 11:13:04 PM

**To**: Bradley M. Marten [bmarten@martenlaw.com]

Subject: RE: Stibnite Mine

# Great. Thanks Brad!

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 Cell: (206) 402-9963

Sent: Friday, March 29, 2019 4:08 PM

To: McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov>

Subject: Re: Stibnite Mine

We can do that. Will give you a call on Monday morning. Have a good weekend.

Sent from my iPhone

On Mar 29, 2019, at 1:53 PM, McKenna, Elizabeth < Mckenna. Elizabeth@epa.gov> wrote:

Hi Brad. A few months ago Michael and Lauren gave a power point presentation to EPA in response to some of the questions EPA has asked Midas regarding its mining plan and proposal for a CERCLA cleanup agreement. Michael agreed to provide a copy of the power point to us, but we have not received it. I have a call on Tuesday with EPA HQ and it would be helpful if I had a copy of the presentation before that meeting. Would it be possible for you to obtain the slides for me before Tuesday? Thanks very mush.

# Elizabeth

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016

Cell: (206) 402-9963

\_\_\_\_\_\_

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McKenna, Elizabeth [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP From:

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=859179A8CB0547BC974DC0241E973D37-MCKENNA, ELIZABETH]

Sent: 3/29/2019 12:55:23 AM

Bradley M. Marten [bmarten@martenlaw.com] To:

Subject: RE: Meeting next Thursday

Hi Brad. I can come down to your office.

Elizabeth McKenna Assistant Regional Counsel U.S. EPA 1200 Sixth Avenue Seattle, WA 98101 (206) 553-0016 cell: (206) 402-9963

----Original Message-----

From: Bradley M. Marten <br/>
Sent: Thursday, March 28, 2019 12:09 PM<br/>
To: McKenna, Elizabeth <Mckenna.Elizabeth@epa.gov>

Subject: Meeting next Thursday

#### Elizabeth:

IDEQ and Midas have set up a call next Thursday and I understand you will be joining as well. I am also going to join by phone. Do you want to take the call together? If so, at our office or yours?

#### Sent from my iPhone

\_\_\_\_\_\_

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From: Werntz, James [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=479307949D9F4864A47EBA97F835B7FA-WERNTZ, JIM]

**Sent**: 5/23/2019 3:17:40 PM

To: L. Michael Bogert [mbogert@midasgoldinc.com]

Subject: Accepted: Brief Visit Next Week

Location: EPA Idaho Ops Office

**Start**: 5/23/2019 8:00:00 PM **End**: 5/23/2019 8:30:00 PM

Show Time As: Busy

From: L. Michael Bogert [mbogert@midasgoldinc.com]

**Sent**: 5/23/2019 3:07:19 PM

To: L. Michael Bogert [mbogert@midasgoldinc.com]; Werntz, James [/o=ExchangeLabs/ou=Exchange Administrative

Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=479307949d9f4864a47eba97f835b7fa-Werntz, Jim]

CC: Laurel Sayer [Isayer@midasgoldinc.com]; Hood, Lynne [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=1ee94d8634ad482d957dff4d3d76f5ef-McWhorter, Lynne]

Subject: Brief Visit Next Week Location: EPA Idaho Ops Office

**Start**: 5/23/2019 8:00:00 PM **End**: 5/23/2019 8:30:00 PM

Show Time As: Busy

Recurrence: (none)

From: L. Michael Bogert [mbogert@midasgoldinc.com]

**Sent**: 5/23/2019 3:07:12 PM

To: Werntz, James [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=479307949d9f4864a47eba97f835b7fa-Werntz, Jim]

CC: Laurel Sayer [Isayer@midasgoldinc.com]; Hood, Lynne [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=1ee94d8634ad482d957dff4d3d76f5ef-McWhorter, Lynne]

Subject: Brief Visit Next Week Location: EPA Idaho Ops Office

**Start**: 5/23/2019 8:00:00 PM **End**: 5/23/2019 8:30:00 PM

Show Time As: Tentative

Recurrence: (none)

From: L. Michael Bogert [mbogert@midasgoldinc.com]

**Sent**: 5/14/2019 4:47:29 PM

To: Werntz, James [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=479307949d9f4864a47eba97f835b7fa-Werntz, Jim]

**CC**: Laurel Sayer [Isayer@midasgoldinc.com]

Subject: Brief Visit Next Week

Attachments: ATT00001.txt

Flag: Flag for follow up

Jim: Laurel and I are hoping to visit with you and Lynn Hood next Monday or Tuesday regarding two brief administrative matters related to the Stibnite Project. All we need is a half hour.

Thanks.

.....

# L. Michael Bogert

General Counsel Midas Gold Idaho

# JOIN US TODAY. WWW.SUPPORTSTIBNITE.COM



#### MIDAS GOLD IDAHO

405 South 8th St. Boise, ID 83702

T: 208.901.3095

E: MBogert@midasgoldinc.com

# MAX.TSX / MDRPF.OTCQX



www.facebook.com/midasgoldidaho



@MidasIdaho

₩ www.midasgoldidaho.com

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From: Werntz, James [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=479307949D9F4864A47EBA97F835B7FA-WERNTZ, JIM]

**Sent**: 5/23/2019 3:17:40 PM

To: L. Michael Bogert [mbogert@midasgoldinc.com]

Subject: Accepted: Brief Visit Next Week

Location: EPA Idaho Ops Office

**Start**: 5/23/2019 8:00:00 PM **End**: 5/23/2019 8:30:00 PM

Show Time As: Busy

From: Penman, Crystal [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=93662678A6FD4D4695C3DF22CD95935A-PENMAN, CRYSTAL]

**Sent**: 3/13/2019 7:23:43 PM

To: Wildeman, Anna [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=05dd0af69bfa40429e438b7646502b99-Wildeman, A];

mbogert@midasgoldinc.com

**CC**: Penman, Crystal [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=93662678a6fd4d4695c3df22cd95935a-Penman, Crystal]

**Subject**: Meeting with Michal Bogert **Attachments**: Real ID Information.pdf

Location: Market to Market \*\*Behind the Federal Triangle Escalators\*\*\*

**Start**: 3/19/2019 4:00:00 PM **End**: 3/19/2019 4:30:00 PM

Show Time As: Busy

# L. Michael Bogert

General Counsel Midas Gold Idaho

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MIDAS GOLD IDAHO 405 South 8th St. Boise, ID 83702 T: 208.901.3095

E: MBogert@midasgoldinc.com

# REAL ID

# Does it affect me?



If the state of residence is marked in blue, you will need to present a form of acceptable ID other than a driver's license or state-issued identification card to access this facility.

The list of jurisdictions subject to enforcement changes over time. For the most recent list, please visit <a href="http://www.dhs.gov/secure-drivers-licenses#1">http://www.dhs.gov/secure-drivers-licenses#1</a>.



Department of Homeland Security Office of Policy www.dhs.gov/secure-drivers-licenses From: Bodine, Susan [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8C2CC6086FCC44C3BE6B5D32B262D983-BODINE, SUS]

**Sent**: 4/17/2019 8:28:13 PM

To: Bodine, Susan [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=8c2cc6086fcc44c3be6b5d32b262d983-Bodine, Sus]; Cook, Steven

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=394f5dede6184bc083cf9390e49a192c-Cook, Steve]; Woolford, James

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=9a70358e7660435cbe6afa87b7b9b71b-Woolford, James]; Mackey, Cyndy

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=b2f2b414786040ee8d75a21fa1c04a9b-Mackey, Cyndy]; Starfield, Lawrence

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=8a89d6cd217d4254a5879abecb3f314e-Starfield, Lawrence]; Wright, Peter

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=11616a3db06f4eceb13ea26c7e6dc1f0-Wright, Pet];

lsayer@midasgoldinc.com; mbogert@midasgoldinc.com; JCruden@bdlaw.com

Subject: HOLD - Meeting with Midas Gold Corp. Idaho, Call-in Number: Ex. 6 Personal Privacy (PP) Code: Ex. 6 Personal Privacy (PP)

**Location**: 3216 WJC-South

**Start**: 5/3/2019 2:00:00 PM **End**: 5/3/2019 3:00:00 PM

Show Time As: Tentative

Message		
Sent: To: Subject:	5/9/2019 11:10:37 PM John C. Cruden [JCruden@bdlaw.com] RE: Lunch date	
John		
Thank you fo	or your note. I was in St Louis yesterday at a DERP conference about t	wo blocks away from Ex. 6 Personal Privacy (PP
I am travelir	ng on the first two dates, but in the hope you are not booked, I blocked	d the noon hour on the 29 <sup>th</sup> .
Sent: Wedne	C. Cruden <jcruden@bdlaw.com> lesday, May 8, 2019 10:39 AM Peter@epamail.epa.gov nch date</jcruden@bdlaw.com>	
Peter – good	d seeing you at EPA last week. We talked about having lunch together	
Are you avai	ilable May 16, 23, or 29?	
And, I know	you will soon be returning to Ex. 6 Personal Privacy	(PP)
Warm regar	rds	
John		
<b>John C. Cr</b> u <i>Principai</i>	uden	
1350 I Stre	i <b>E &amp; DIAMOND, P.C.</b> et, NW, Suite 700, Washington, DC 20005 89.6018	

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From: Bodine, Susan [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=8c2cc6086fcc44c3be6b5d32b262d983-Bodine, Sus]

**Sent**: 4/29/2019 3:12:18 PM

To: Bodine, Susan [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=8c2cc6086fcc44c3be6b5d32b262d983-Bodine, Sus]; Wright, Peter

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=11616a3db06f4eceb13ea26c7e6dc1f0-Wright, Pet]; Cook, Steven

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=394f5dede6184bc083cf9390e49a192c-Cook, Steve]; Woolford, James

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=9a70358e7660435cbe6afa87b7b9b71b-Woolford, James]; Mackey, Cyndy

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=b2f2b414786040ee8d75a21fa1c04a9b-Mackey, Cyndy]; Starfield, Lawrence

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=8a89d6cd217d4254a5879abecb3f314e-Starfield, Lawrence];

lsayer@midasgoldinc.com; mbogert@midasgoldinc.com; JCruden@bdlaw.com

CC: Bilbrey, Sheryl [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=45612dba9a7f4a718d12e27feec7590f-Bilbrey, Sh]; Ingemansen, Dean

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=80449989b40b42ec8202ed034c75b237-Ingemansen, Dean]; Breen, Barry

[/o=ExchangeLabs/ou=Exchange Administrative Group]

(FYDIBOHF23SPDLT)/cn=Recipients/cn=1b44bce1a71e4a95acaf82f2fbc858b0-BBREEN]

Subject: CONFIRMED: Meeting with Midas Gold Corp. Idaho, Call-in Number: Ex. 6 Personal Privacy (PP) Code: [Ex. 6 Personal Privacy (PP)]

Location: 3216 WJC-South

**Start**: 5/3/2019 2:00:00 PM **End**: 5/3/2019 3:00:00 PM

Show Time As: Busy

Directions and procedures to 1200 Pennsylvania Avenue NW:

**Metro:** If you come by Metro get off at the Federal Triangle metro stop. Exit the metro station and go up two sets of escalators to the surface level and turn left. You will see a short staircase and wheelchair ramp leading to a set of glass doors with the EPA logo - that is the William Jefferson Clinton Federal Building, South Entrance.

**Taxi:** Direct the taxi to drop you off on 12th Street NW, between Constitution and Pennsylvania Avenues, at the elevator for the Federal Triangle metro stop - this is almost exactly half way between the two avenues on 12<sup>th</sup> Street NW. Facing the building with the EPA logo and American flags, walk toward the building and take the glass door on your left hand side with the escalators going down to the metro on your right—that is the South Lobby of the William Jefferson Clinton building.

**Security Procedures:** A government issued photo id is required to enter the building and it is suggested you arrive 15 minutes early in order to be cleared and arrive at the meeting room on time. Upon entering the lobby, the meeting attendees will be asked to pass through security and provide a photo ID for entrance. Let the guards know that you were instructed to call 202-564-2440 for a security escort.